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OFFICE OF PETITIONS

In re Application of
CHANH CO. VO et al.
Application No.: 09/840,482
Attorney Docket No.: HE0186

DECISION on PETITION
UNDER 37 CFR 1.137(b)

This is a decision on the petition under 37 CFR 1.137(b), filed April 15, 2005 to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply in a timely manner to the final Office action mailed February 26, 2002, which set a three month shortened statutory period to file a proper reply. Accordingly, by operation of law, the above-identified application became abandoned at midnight on May 26, 2002. A Notice of Abandonment was mailed on October 23, 2002. Applicant filed a petition to withdraw the holding of abandonment, which was denied on February 7, 2005.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply in the form of a request for continued examination, fee of \$790 and submission as required by 37 CFR 1.114; (2) the petition fee; and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the final Office action of February 26, 2002 is accepted as having been unintentionally delayed.

The application is being referred to Technology Center AU 2839.

Telephone inquiries concerning this decision should be directed to Cynthia Kratz at (571) 272-3286 or in her absence, the undersigned at (571) 272-3217.

Frances Hearn
Brian Hearn
Petitions Examiner
Office of Petitions